

The minutes of the Regular Public Meeting of the Township Council of the Township of Saddle Brook held on July 1, 2021 at 7:00 PM at the Municipal Building, 93 Market Street, Saddle Brook, NJ.

Council President D'Arminio called the meeting to order.

The Township Clerk called the roll:

Councilman Cimiluca – absent
Councilman Gierak – present
Councilman Accomando – present
Councilwoman Mazzer – present
Council President D'Arminio – present

Mayor White – present
Anthony Suarez, Twp. Attorney – present
Mr. Klein – Twp. Engineer – present

Council President D'Arminio asked everyone to please rise for the salute to the flag and to remain standing for a moment of silence in memory of Jeanne Metzger, sister of ex-Fire Chief Tom Dickman and Firefighter Richard Dickman.

Council President D'Arminio announced that adequate notice of this meeting has been sent to all Council members by police messenger and to all legal newspapers in accordance with the provisions of the Open Public Meetings Act, Chapter 231, P.L. 1975.

The Township Clerk announced that the public is hereby advised that any statements made during the meeting of the Township Council of the Township of Saddle Brook may not be privileged or protected and that persons or entities who take issue with such comments or are offended by same, may, and have in the past, sought legal redress through the courts.

Any member of the public who addresses the Council speaks for themselves and not for the Council.

Council President D'Arminio announced Mayor White would be delivering the Oath of Office to two new police officers.

Mayor White administered the oath of office to P.O. Matthew Ciccone and P.O. Brian Radomski. The Mayor spoke briefly to the officers, and Captain James Galbo said he appreciated the Mayor recognizing the police department's need for more manpower.

Council President D'Arminio thanked all the family members in attendance and congratulated the officers and their families.

Council President D'Arminio asked for a motion to open the meeting to the public.

Motion: Councilwoman Mazzer Second: Councilman Accomando

Roll call:

Councilman Cimiluca - absent
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer - yes
Council President D'Arminio – yes

Mr. Thomas Van Winkle of Lincoln Avenue noted the Mayor's Youth Group would be getting involved in several upcoming activities including National Night Out, the Township Picnic on August 28th and participating a fun outing. He said the Youth Group attended the Fishing Derby and would be meeting again on July 24th at 10:30 AM at Town Hall to discuss future plans.

Hearing no one else, Council President D'Arminio asked for a motion to close the public hearing and close the meeting to the public.

Motion: Councilwoman Mazzer

Second: Councilman Gierrek

Roll call:

Councilman Cimiluca – absent

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President D'Arminio – yes

2021 MUNICIPAL BUDGET

Council President D'Arminio introduced Mr. Wielkocz and asked him to discuss the budget amendment.

Mr. Wielkocz said the American Rescue Plan was passed by the federal government and signed by the President. Saddle Brook, through that program, will be getting a little over \$1.4 million over the next few years, so this budget amendment inserts \$709,757.47 from the American Rescue Plan as revenue. We're also adding in the Clean Communities grant which we received after the introduction of the budget, paying down \$265,000 of the \$466,000 of the COVID-19 special emergency resolution you passed last year to get part of it out of the way and we'll payoff probably the rest of it next year with the next tranche of federal money. The amendment reduces the amount to be raised by taxation that was in the introduced budget by \$440,000. So the increase when we introduced was \$198 on the average residence of which a little over \$46 was because of the annual re-assessment. For the first time the program moved – and again it's all part and parcel of what the residential real estate market is doing right now which is exploding and moving it a little bit away from the commercial and industrial because obviously that real estate is not as popular as it was a number of years ago. So that \$198 goes down to \$130. We reduced the tax increase by a third, and again \$46 of that is directly related the ratable shift. So the budget essentially, the municipal increase that we control is \$85.

Nobody likes a tax increase ever, but you had some significant increases in expenses this year for 2021. Group medical went up almost \$200,000, the sewer went up \$27,000, the statutory calculation for the library went up \$53,000, the pension payments went up \$219,000. So those are all things that have to go in the budget, have to be increased and have to go against the revenue you can generate within the budget in order to have a balanced budget. So again, as I probably mentioned in May when we introduced, all the departments, all the operating costs went down over \$26,000 from 2020. So the things that you can control, you're still controlling. It's the things that you really have no control over because like with the pensions you get a bill, for the sewer you get a bill, library is by statute, so those are some of the things that were dealt with in the budget. The debt service went up because of the new building, but we're using this \$450,000 more of the surplus which is again back 3 or 4 or 5 years ago when we started this journey of budget and building surplus and getting the Township of Saddle Brook in the best fiscal shape it's ever been in. The goal was when you move forward on the new municipal complex that it would basically be tax neutral, and it is. I think that's important for everyone to understand.

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 721-129

WHEREAS, the local municipal budget for the year 2021 was approved on May 6, 2021; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Township of Saddle Brook, County of Bergen, New Jersey that the following amendments to the approved budget of 2021 be made:

	<u>From</u>	<u>To</u>
CURRENT FUND BUDGET		
ANTICIPATED REVENUES		
3. Miscellaneous revenues – Section F: Special items of general revenue anticipated with prior written consent of Director of Local Government Services – Public and Private Revenues Offset with Appropriations Clean Communities	0.00	25,286.11
Total Section F: Special items of general revenue anticipated with prior written consent of Director of Local Government Services – Public and Private Revenues	27,023.13	52,309.24
3. Miscellaneous Revenues – Section G: Special items of general revenue anticipated with prior written consent of Director of Local Government Services – Other Special Items Revenue Loss – American Rescue Plan	0.00	709,757.47
Total Section G: Special items of revenue anticipated with prior written consent of Director of Local Government Services – Other Special Items	928,200.00	1,637,957.47
TOTAL MISCELLANEOUS REVENUES	3,175,390.13	3,910,433.71
5. SUBTOTAL GENERAL REVENUES (Items 1, 2, 3 and 4)	5,532,390.13	6,267,433.71
6. Amount to be raised by taxes for support of municipal budget:		
(A) Local tax for municipal purpose including res. For uncollected taxes	20,099,679.00	19,654,921.53
TOTAL AMOUNT TO BE RAISED BY TAXES FOR SUPPORT OF MUNICIPAL BUDGET	20,996,822.00	20,552,064.53
7. TOTAL GENERAL REVENUES (Items 5 & 6)	26,529,212.13	26,819,498.24
APPROPRIATIONS		
8. (A) Operations – within “CAPS” Public and private programs offset by revenues – Clean Communities	0.00	25,286.11
Total public and private programs offset by revenues	62,023.13	87,309.24
TOTAL OPERATIONS EXCLUDED FROM “CAPS”	2,236,123.13	2,261,409.24
Detail:		

Other Expenses	2,236,123.13	2,261,409.24
(E) Deferred Charges – Municipal – Excluded from “CAPS” Special Emergency	0.00	265,000.00
TOTAL DEFERRED CHARGES – MUNICIPAL – EXCLUDED FROM “CAPS”	0.00	265,000.00
(H-2) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES EXCLUDED FROM “CAPS”	6,274,643.13	6,564,929.24
(O) TOTAL GENERAL APPROPRIATIONS – EXCLUDED FROM “CAPS”	6,274,643.13	6,564,929.24
(L) SUBTOTAL GENERAL APPROPRIATIONS (items (H-1) and (O))	25,529,212.13	25,819,498.24
9. TOTAL GENERAL APPROPRIATIONS	26,529,212.13	26,819,498.24

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the 2021 Local Municipal Budget so amended.

IT IS HEREBY CERTIFIED that the Amended Budget hereto and hereby made a part hereof is a true copy of the Amended Budget approved by resolution of the Governing Body on the 1st day of July, 2021

IT IS HEREBY CERTIFIED that the Adopted Budget Amendment annexed hereto and hereby made a part of the 2021 Budget is a copy of the original on file with the Clerk and the Governing Body, that all additions are correct, all statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations.

Motion: Councilman Accomando Second: Councilman Gierek

Roll Call:

Councilman Cimiluca - absent
Councilwoman Mazzer - yes
Councilman Gierek - yes
Councilman Accomando - yes
Council President D’Arminio – yes

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 721-130

BE IT RESOLVED, by the Mayor and Council of the Township of Saddle Brook, County of Bergen that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorizations of the amount of:

(a)	\$19,654,921.53	(Item 2 below) for municipal purposes, and
(b)	-	(Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
(c)	-	(Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations
(d)	\$897,143.00	(Item 5 below) Minimum Library Tax

SUMMARY OF REVENUES

1. General Revenues		
Surplus Anticipated	08-100	2,000,000.00
Miscellaneous Revenues Anticipated	40004-10	3,910,433.71
Receipts From Delinquent Taxes	15-499	357,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	19,654,921.53
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE 1 SCHOOL DISTRICTS ONLY:		
Item 6, Sheet 42	07-195	-
Item 6 (b), sheet 13 (N.J.S. 40A:4-14)	07-191	-
Item 6 (c), sheet 11 Minimum Library Tax		897,143.00
Total amount to be raised by Taxation for Schools in Type I School Districts Only		-
4. To be added TO THE CERTIFICATION AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:		
Item 6(b), Sheet 13 (N.J.S. 40A:4-14)	07-191	-
Total revenues	40000-10	26,819,498.24

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS	
Within "CAPS"	
(a&b) Operations including Contingent	16,917,875.00
(e) Deferred Charges and Statutory Expenditures – Municipal	2,336,694.00
(g) Cash Deficit	
Excluded from "CAPS"	
(a) Operations – Total Operations Excluded from "CAPS"	2,261,409.24
(c) Capital Improvements	150,000.00
(d) Municipal Debt Service	3,888,520.00
(e) Deferred Charges – Municipal	265,000.00
(f) Judgments	-
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)	-
(g) Cash deficit	-
(k) For Local School Purposes	-
(m) Reserve for Uncollected Taxes (Include Other Reserves if any)	1,000,000.00
6. SCHOOL APPROPRIATIONS – TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)	
Total Appropriations	26,819,498.24

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 1st day of July, 2021. It is further certified that each item of revenue and appropriation set forth in the same amount and by the same title as appeared in the 2021 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Motion: Councilman Gierek

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - absent
Councilwoman Mazzer - yes
Councilman Gierek - yes
Councilman Accomando - yes
Council President D'Arminio - yes

Mr. Wielkatz left at this time.

COMMENTS

Mayor White again congratulated the newly hired police officers and noted that the police department received a grant from the state of \$81,520 for body-worn cameras. He said this is a mandate from the Attorney General regarding the body-worn cameras.

The Mayor mentioned the Child Tax Credit coming July 15th for families. Eligible families will be receiving a monthly payment. Information can be found at childtaxcredit.gov. He said so far nearly 5 million New Jersians have been inoculated. Cases statewide are way down from a month ago. Governor Murphy has ended the public safety emergency and removed all COVID restrictions. Public schools are required to provide full time, in-person instruction, however individual school districts can still require masks. Seventy-six percent of adult residents have received at least one dose of the vaccine, and 67% are fully vaccinated. The state website provides information at covid19.nj.gov. He noted our numbers are way down. Over the last three weeks we haven't had one case. The county is not providing updates anymore.

Mayor White said the budget is now adopted, it's going to reduce the tax burden. An estimated tax bill will be sent out shortly, probably the end of this week. It's important to note that it does not reflect what the tax bill is for the 2021-2022 period. It's estimated, so it's not accurate. You will get a new bill before November. That new bill will show what your payment is. This is just an estimate, but you have to pay it, and then they will recalculate it. There are no reductions in services with this new bill. We increased the budget for the volunteer fire department and ambulance corps, COVID supplies and relief.

The Mayor noted the ordinance on for second reading would be amending the Township Code Chapter 207 entitled Communication Facilities Right of Way Permits. This may be superseded by a state bill to pre-empt and curtail all regulations of small cell 5G deployment within municipal rights of way, which is what this is trying to do. It's good we're adopting this ordinance now. We also have a new ordinance which now takes effect banning all commercial vehicles parking on Township streets during the hours of 6 PM and 6 AM. We're going to have to publicize that a little bit better before we start enforcing it. You're allowed to park in your driveway, just not out on the street.

Mayor White said he would let Council President D'Arminio elaborate a little bit more on the municipal complex status. More than half of the demolition is done, and we're very happy with the contractor. They're very professional, and they're doing a great job. Once it gets rolling we plan to update the residents on the progress using the Township website.

The Mayor said under the Bergen County Community Development Block Grant concrete work will begin next week on Albany Street and paving will follow. The 2021 Road Resurfacing Program will be in two phases. We're awarding the bid tonight for Phase I which is Burgess Drive, George Street and Steinway. Phase II will be later in the summer, Wilson Street and South Broadway. We filed a grant application a few months back for the 2021 Congressional Appropriation Special Community Projects Grant. We put in for sewer work, a force main on Mayhill and Midland Ave pump stations. I received a personal call from Congressman Pascrell who was very excited to let us know that funding in the amount of \$1.4 million cleared the first hurdle. It doesn't mean we're going to get it, but he's excited, and it was approved. He is optimistic that we're going to receive the funding for this important project. Under the NJDOT State Aid Program for Safe Streets we put in a grant for Cambridge Avenue by Helen I. Smith School. Tri-Centennial Park is really moving along. The pavers and sprinkler system have been installed. We received memorial benches. We are still taking requests for benches. We're ordering a dedication plaque to put on the boulder, and we're going to be placing a time capsule on the property.

Mayor White noted the Fishing Derby was held on Saturday, June 19th at Saddle River County Park. He thanked everyone who helped out. Also Cub Scout Troop 222 had their Blue and Gold Ceremony this past Saturday, July 24th. The Mayor said he was honored to say a few words at the ceremony. Funds were raised to support Saddle Brook's first responders at Midland Brew House on Wednesday, June 9th. On Friday,

June 11th Dr. Bill Thimmel of Thimmel Chiropractic presented us with a check in the amount of \$3897.00. He thanked those who organized the event including Christopher Vargas of Midland Brew House for hosting the event. He said ACME supermarket donated bags of personal care items, hand sanitizer and other items to our senior citizens at the senior center. The donation was facilitated by the Community Partnership Committee and special thanks to the coordinator Howie Weinberg and ACME store manager Eugene Pate.

Mayor White said National Night Out is coming up on August 3rd from 6:00 PM to 9:00 PM at the new municipal building. He said he would ask Captain Galbo to have the three new officers at National Night Out so the public can come and meet them. He said the Township Picnic is Saturday, August 28th, the rain date is August 29th. We will also have the Mayor's Walk at 9:00 AM the morning of the picnic.

He then congratulated all the graduates and retiring police officer Matthew Benus and Deputy Court Clerk Eileen Pinto and wished them the best.

Councilman Accomando congratulated the new police officers and the graduates and wished everyone a safe summer and a happy 4th.

Councilman Gierek thanked Mr. Lo Dico and all the department heads for putting together a very responsible budget. This year has been a very difficult one with the pandemic, and it didn't make the budget process any easier. He congratulated all the graduates and wished everyone a safe, healthy summer.

Councilwoman Mazzer congratulated the new police officers and commended the department heads, the Mayor and Mr. Lo Dico for a job well done and delivering a fiscally responsible budget. She said she's proud to be part of the Council. She thanked Mr. Van Winkle for his help and said it was great to see the rec programs up and running. She congratulated all the graduates.

Council President D'Arminio congratulated the police officers and the graduates and echoed the sentiments of the other council members. She said we are better than 65% done with the demolition. It is moving along, the material is on order, and as the Mayor said, this builder is very prepared. The material has been ordered, and we are moving along. As soon as we can get pictures, we will be putting them out there for the public to see.

She noted the picnic is August 28th from 12:00 to 4:00 and commended the Mayor, Mr. Lo Dico and Mr. Wielkotz on what has been a very trying year and a job well done.

She concluded by commending Mr. Klein on the road program and thanked him for staying on top of those projects and then wished everyone happy July 4th.

ORDINANCES

1. ORDINANCE #1706-21 – FINAL READING AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF SADDLE BROOK WITH THE ADDITION OF A CHAPTER 207 ENTITLED “COMMUNICATION FACILITIES RIGHT-OF-WAY PERMITS” TO PROVIDE FOR THE REGULATION OF SMALL CELL WIRELESS FACILITIES WITHIN THE MUNICIPAL RIGHTS- OF-WAY

The Council President announced that a motion is in order that the Township Clerk proceed to give same ordinance a second reading.

Motion: Councilwoman Mazzer

Second: Councilman Accomando

Roll call:

Councilman Cimiluca - absent
Councilman Gierrek – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D’Arminio – yes

The Township Clerk then reads the Ordinance by title on second reading:

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF SADDLE BROOK WITH THE ADDITION OF A CHAPTER 207 ENTITLED “COMMUNICATION FACILITIES RIGHT-OF-WAY PERMITS” TO PROVIDE FOR THE REGULATION OF SMALL CELL WIRELESS FACILITIES WITHIN THE MUNICIPAL RIGHTS-OF-WAY

The Council President announced that the motion was in order and that the Public Hearing on this ordinance be opened.

Motion: Councilwoman Mazzer Second: Councilman Gierrek

Roll call:

Councilman Cimiluca – absent
Councilman Gierrek – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D’Arminio – yes

Hearing no one, the Council President announced that the motion was in order and that the Public Hearing on this ordinance be closed.

Motion: Councilwoman Mazzer Second: Councilman Gierrek

Roll call:

Councilman Cimiluca – yes
Councilman Gierrek – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D’Arminio – yes

CR# 721-131

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF SADDLE BROOK WITH THE ADDITION OF A CHAPTER 207 ENTITLED “COMMUNICATION FACILITIES RIGHT-OF-WAY PERMITS” TO PROVIDE FOR THE REGULATION OF SMALL CELL WIRELESS FACILITIES WITHIN THE MUNICIPAL RIGHTS-OF-WAY**

does now pass on second and final reading and that the Township Clerk be directed to advertise said ordinance or Title thereof, in the press, together with a notice of the date of passage of said ordinance according to law.

Motion: Councilwoman Mazzer Second: Councilman Gierrek

Roll call:

Councilman Cimiluca – yes
Councilman Gierrek – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D’Arminio – yes

**2. ORDINANCE #1707-21 – FIRST READING
AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK,
COUNTY OF BERGEN, STATE OF NEW JERSEY AMENDING
CHAPTER 206 OF THE TOWNSHIP CODE REGULATING THE
OPERATION OF SPECIFIC CLASSES OF CANNABIS
BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES**

The Council President announced that the next order of business is the introduction of **AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY AMENDING CHAPTER 206 OF THE TOWNSHIP CODE REGULATING THE OPERATION OF SPECIFIC CLASSES OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES**

The Council President directed the Township Clerk to read the resolution regarding passage and adoption on first reading.

Motion: Councilman Gierrek

Second: Councilwoman Mazzer

Councilman Accomando said we as a township are going in with other towns to sue the opioid manufacturers, and here we are agreeing to put cannabis in our towns. I just don’t feel, me personally, that if we’re agreeing to sue the manufacturer of opioids and now we’re approving cannabis, so for that reason I’m saying no.

Roll call:

Councilman Cimiluca – absent
Councilman Gierrek – yes
Councilman Accomando – no
Councilwoman Mazzer – yes
Council President D’Arminio – yes

CR# 721-132

Be it resolved by the Township Council of the Township of Saddle Brook that **AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY AMENDING CHAPTER 206 OF THE TOWNSHIP CODE REGULATING THE OPERATION OF SPECIFIC CLASSES OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES**

heretofore passed on first reading, be further considered for final passage at a meeting to be held on the 5th day of August, 2021 at 7:00 PM, or as soon thereafter as the matter can be reached at the Municipal Building, 93 Market Street and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance according to law, with a notice of its introduction and passage on first reading and of a time and place when and where said ordinance will be further considered for final passage.

Motion: Councilman Gierrek

Second: Councilwoman Mazzer

Roll call:

Councilman Cimiluca – absent
Councilman Gierak – yes
Councilman Accomando – no
Councilwoman Mazzer – yes
Council President D’Arminio – yes

**3. ORDINANCE #1708-21 – FIRST READING
AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK
AMENDING CHAPTER 206 OF THE “CODE OF THE TOWNSHIP
OF SADDLE BROOK” BY AMENDING THE AH-6 AFFORDABLE
HOUSING ZONING DISTRICT TO FACILITATE AN AFFORDABLE
HOUSING DEVELOPMENT CALLED SADDLE BROOK FAMILY
APARTMENTS (BLOCK 1401, LOT 18), AND AMENDING THE
SADDLE BROOK TOWNSHIP ZONING MAP AND SCHEDULE OF
ZONING REQUIREMENTS ACCORDINGLY**

The Council President announced that the next order of business is the introduction of
**AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK AMENDING
CHAPTER 206 OF THE “CODE OF THE TOWNSHIP OF SADDLE
BROOK” BY AMENDING THE AH-6 AFFORDABLE HOUSING ZONING
DISTRICT TO FACILITATE AN AFFORDABLE HOUSING
DEVELOPMENT CALLED SADDLE BROOK FAMILY APARTMENTS
(BLOCK 1401, LOT 18), AND AMENDING THE SADDLE BROOK
TOWNSHIP ZONING MAP AND SCHEDULE OF ZONING
REQUIREMENTS ACCORDINGLY**

The Council President directed the Township Clerk to read the resolution regarding
passage and adoption on first reading.

Motion: Councilwoman Mazzer Second: Councilman Accomando

Roll call:

Councilman Cimiluca – absent
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D’Arminio – yes

CR# 721-133

Be it resolved by the Township Council of the Township of Saddle Brook that
**AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK AMENDING
CHAPTER 206 OF THE “CODE OF THE TOWNSHIP OF SADDLE
BROOK” BY AMENDING THE AH-6 AFFORDABLE HOUSING ZONING
DISTRICT TO FACILITATE AN AFFORDABLE HOUSING
DEVELOPMENT CALLED SADDLE BROOK FAMILY APARTMENTS
(BLOCK 1401, LOT 18), AND AMENDING THE SADDLE BROOK
TOWNSHIP ZONING MAP AND SCHEDULE OF ZONING
REQUIREMENTS ACCORDINGLY**

heretofore passed on first reading, be further considered for final passage at a meeting
to be held on the 5th day of August, 2021 at 7:00 PM, or as soon thereafter as the
matter can be reached at the Municipal Building, 93 Market Street and that at such time
and place all persons interested be given an opportunity to be heard concerning said
ordinance according to law, with a notice of its introduction and passage on first reading
and of a time and place when and where said ordinance will be further considered for
final passage.

Motion: Councilwoman Mazzer Second: Councilman Gierak

Roll call:

Councilman Cimiluca – absent
Councilman Gierrek – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D’Arminio – yes

All items listed with an asterisk (*) are considered routine and non-controversial by the Township Council and will be approved by one motion. There will be no separate discussion on these items unless a Council member(s) so requests it, in which case the item(s) will be removed from the Consent Agenda and considered in its normal sequence on the agenda. The one motion signifies adoption of all resolutions, receive and file letters, correspondence, reports and approval of minutes and applications.

Mr. Lo Dico noted that resolution #8 {CR# 721-141} would not be part of the consent agenda.

Motion: Councilwoman Mazzer Second: Councilman Accomando

Roll call:

Councilman Cimiluca - yes
Councilman Gierrek – yes
Councilman Accomando – yes
Councilwoman Mazzer - yes
Council President D’Arminio – yes

*** MINUTES**

1. June 3, 2021 – Regular Public Meeting

*** RESOLUTIONS**

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

**RESOLUTION OF THE TOWNSHIP OF SADDLE BROOK AUTHORIZING
ACCEPTANCE OF THE STATE OF NEW JERSEY DEPARTMENT OF LAW AND
PUBLIC SAFETY, OFFICE OF THE ATTORNEY GENERAL SFY21 BODY-WORN
CAMERA GRANT PROGRAM STATE FISCAL YEAR 2021**

CR# 721-134

WHEREAS, the Township of Saddle Brook desires to accept funding in the amount of \$81,520 with no match under the SFY21 Body-Worn Camera Grant Program, State Account No. BFY21-100-066-1020-495, Award Number 21-BWC-388 (Award Period January 1, 2021 – December 31, 2025); and

WHEREAS, the Township of Saddle Brook has reviewed the accompanying application and has approved said requests; and

WHEREAS, this project is a joint effort between the Department of Law and Public Safety Office of the Attorney General and the Saddle Brook Township Police Department for the purpose described in the application.

NOW THEREFORE BE IT RESOLVED, on this 1st day of July, 2021 by the Township Council of the Township of Saddle Brook, County of Bergen, and State of New Jersey, that:

1. As a matter of public policy, Saddle Brook Township Police Department wishes to participate to the fullest extent possible with the Department of Law and Public Safety, Office of the Attorney General;
2. The Attorney General will receive funds on behalf of the applicant;
3. The Office of the Attorney General will be responsible for the receipt and review of the application for said funds;
4. The Office of the Attorney General will initiate allocations to each applicant as authorized.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

**RESOLUTION AUTHORIZING THE SUBMISSION OF A FY22 MUNICIPAL AID
GRANT APPLICATION AND EXECUTION OF A GRANT CONTRACT WITH THE
NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR ROADWAY
IMPROVEMENTS TO CAMBRIDGE AVENUE**

CR# 721-135

WHEREAS, the New Jersey Department of Transportation has funds available for transportation infrastructure projects through its FY22 Municipal Aid Program; and

WHEREAS, this application would provide funding for roadway improvements along Cambridge Avenue; and

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Saddle Brook formally approves the grant application for the above-stated project.

BE IT FURTHER RESOLVED, that the Mayor and Township Clerk are hereby authorized to submit an electronic grant application identified as MA-2022-Cambridge Avenue-00344 to the New Jersey Department of Transportation on behalf of the Township of Saddle Brook; and

BE IT FURTHER RESOLVED, that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Saddle Brook, and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement

Motion: Councilwoman Mazzer Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - absent
 Councilwoman Mazzer - yes
 Councilman Gierек - yes
 Councilman Accomando - yes
 Council President D’Arminio - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 721-136

BE IT RESOLVED by the Township Council of the Township of Saddle Brook County of Bergen, State of New Jersey that the following license be renewed for the year 2021-2022 and the Division of Alcoholic Beverage Control be so notified.

HOTEL LICENSE

STATE LICENSE NO.	NAME
--------------------------	-------------

AMOUNT	
0257-36-021-001 \$2200.00	Saddle Brook Operations, LLC Crowne Plaza 50 Kenny Place Saddle Brook, NJ 07663

Motion: Councilwoman Mazzer Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - absent
Councilwoman Mazzer - yes
Councilman Gierak - yes
Councilman Accomando - yes
Council President D’Arminio - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 721-137

WHEREAS, the Mayor and Council of the Township of Saddle Brook have been advised that an emergency affecting the safety and welfare of the citizens of the Township of Saddle Brook and the general public, occurred when a sanitary force main at Howard St., Lodi, New Jersey, collapsed and became inoperable and in need of repair; and

WHEREAS, the Township Engineer notified the Township Business Administrator setting forth the circumstances regarding the emergency; and

WHEREAS, the Mayor and Township Council are satisfied that an emergency did exist and that immediate action was necessary to restore the aforementioned; and

WHEREAS, total cost of repairs is \$289,296.86, which is a fair and reasonable cost; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the Capital Fund in account 04-2150-55-1677-902; and

NOW, THEREFORE BE IT RESOLVED, pursuant to N.J.S.A. 40A: 11-6 which authorizes the governing body to award a contract without benefit of bidding in emergency situations, that the Township Council of the Township of Saddle Brook authorizes that the vendor, J. Fletcher Creamer & Son, Inc. 101 East Broadway, Hackensack, NJ 07601 be paid therefore.

Motion: Councilwoman Mazzer Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - absent
Councilwoman Mazzer - yes
Councilman Gierak - yes
Councilman Accomando - yes
Council President D’Arminio - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 721-138

WHEREAS, the Township of Saddle Brook has determined that the following vehicles are no longer needed and desires to sell the following surplus vehicles and equipment as listed and given to the Township Council,

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle Brook that the Township Clerk is hereby authorized to conduct a public sale of surplus vehicles and various equipment and advertise said sale in the legal newspaper of the Township.

2015	FORD EXPLORER	VIN# FM5K8AR0FGA16111
2011	FORD CROWN VICTORIA	VIN# 2FABP7BV3BX107978
2007	DODGE CHARGER	VIN# 2B3LA43H77H845292
2001	HARLEY DAVIDSON MOTORCYCLE	VIN# 1HD1FHW181Y620842
1998	FORD CROWN VICTORIA	VIN# 2FAFP71W9WX177275
1998	BMW CYCLE	VIN# WB10418A2WZC64123
1993	CHEVROLET VAN	VIN# 1GCDG15H3PF340655

Motion: Councilwoman Mazzer Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - absent
Councilwoman Mazzer - yes
Councilman Gierrek - yes
Councilman Accomando - yes
Council President D’Arminio - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 721-139

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the following requisition(s) submitted to the Township Council for purchases over \$2,500.00 be approved providing funds are available:

<u>DEPARTMENT</u>	<u>COMPANY</u>	<u>ITEM</u>	<u>AMOUNT</u>
WATER	RIO SUPPLY	23 REGISTERS	\$3,807.00
CAPITAL	ALL COVERED	POLICE COMPUTER	\$47,286.00

Motion: Councilwoman Mazzer Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - absent
Councilwoman Mazzer - yes
Councilman Gierrek - yes
Councilman Accomando - yes
Council President D’Arminio - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 721-140

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY THAT THE PROPER WARRANTS BE DRAWN AND THAT THE ATTACHED BILLS, WITH THE EXCEPTION OF THOSE BILLS NOT APPROVED BY A MAJORITY OF THE COUNCIL, BE PAID TOTALING **\$6,196,132.65** PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

Motion: Councilwoman Mazzer

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - absent

Councilwoman Mazzer - yes

Councilman Gierrek - yes

Councilman Accomando - yes

Council President D'Arminio - yes

THE FOLLOWING RESOLUTION CR# 721-141 IS NOT PART OF THE CONSENT AGENDA

Councilwoman Mazzer recused herself and left the dais at this time.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 721-141

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY THAT THE PROPER WARRANTS BE DRAWN AND THAT THE ATTACHED BILLS, WITH THE EXCEPTION OF THOSE BILLS NOT APPROVED BY A MAJORITY OF THE COUNCIL, BE PAID PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

P.O.#	VENDOR	AMOUNT
96069, 96142, 96205	STONE BROOK GARDEN	\$208.06

Motion: Councilman Gierrek

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - absent

Councilwoman Mazzer - absent

Councilman Gierrek - yes

Councilman Accomando - yes

Council President D'Arminio - yes

Councilwoman Mazzer returned to the dais at this time.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 721-142

WHEREAS, CAG, LLC, the owner of Lot 2, Block 102, had previously applied for zoning board approval with regard to a project at the aforestated address; and

WHEREAS, CAG, LLC has indicated that it does not wish to move forward with the said approvals for said project and that no work has been performed with regard to the said project; and

WHEREAS, CAG, LLC has monies deposited in escrow with the building department and has a bond with regard to the said project that needs to be renewed by June 30, 2021; and

WHEREAS, CAG, LLC has previously approved the Township Engineer to use said escrow monies to verify that no work was performed for the said project; and

WHEREAS, the Township Engineer has provided documentation as to the fact that no work was performed on the site owned by CAG, LLC, in accordance with the above property and zoning board approvals; and

WHEREAS, the Council has previously approved a resolution that after a review of said matter, and confirmation of same by the Township Engineer the remaining escrow monies are to be refunded to CAG, LLC by the Township of Saddle Brook as well as the performance cash bond;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook as follows:

1. The remaining escrow monies in trust are to be refunded to CAG, LLC from the Township of Saddle Brook; and
2. CAG, LLC be and hereby is to be refunded the bond with regard to this matter and is not required to renew said bond.

Motion: Councilwoman Mazzer

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - absent

Councilwoman Mazzer - yes

Councilman Gierak - yes

Councilman Accomando - yes

Council President D'Arminio - yes

TOWNSHIP OF SADDLE BROOK RESOLUTION

A RESOLUTION AUTHORIZING APPOINTMENT OF MUNICIPAL REPRESENTATIVES TO BERGEN COUNTY COMMUNITY DEVELOPMENT REGIONAL COMMITTEE

CR# 721-143

WHEREAS, the Township of Saddle Brook has entered into a three year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act N.J.S.A. 40A:65-1 et seq. and Title 1 of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that the Township Council to appoint a representative and alternate and that the Mayor appoint a representative and alternate for the FY 2021-2022 term starting July 1, 2021 and ending on June 30, 2022.

NOW, THEREFORE, BE IT RESOLVED that the Township Council hereby appoints Councilwoman Karen D'Arminio as its representative and Councilwoman Florence Mazzer as its alternate and that the Mayor hereby appoints Mayor Robert D. White as his representative and Peter Lo Dico as his alternate to serve on the Community Development Regional Committee for FY 2021-2022; and

BE IT FURTHER RESOLVED that an original, certified copy of this resolution be immediately emailed and sent via postage to Robert G. Esposito, Director; Bergen County Division of Community Development; One Bergen County Plaza, Fourth Floor; Hackensack, New Jersey 07601 | resposito@co.bergen.nj.us **as soon as possible and no later than Friday, July 30, 2021.**

Motion: Councilwoman Mazzer

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - absent
Councilwoman Mazzer - yes
Councilman Gierak - yes
Councilman Accomando - yes
Council President D'Arminio - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 721-144

WHEREAS, the Township of Saddle Brook advertised for bids for the 2021 Road Improvement Program, Phase 1; and

WHEREAS, 7 bids were received and opened on June 24, 2021; and

WHEREAS, the Township Engineer in correspondence dated July 1, 2021 recommended awarding the contract to the lowest bidder and Township Attorney has reviewed the bids received and concurs; and

WHEREAS, the low bidder is AJM Contractors. 300 Kuller Road, Clifton, NJ 07011 with a base bid of \$263,114.50; and

WHEREAS, the Chief Financial Officer has completed a certificate of availability of funds certifying that funds are available in Capital funds,

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby awards the bid to AJM Contractors for the 2021 Road Improvement Program – Phase 1 with a bid of \$263,114.50 providing funds are available.

Motion: Councilwoman Mazzer

Second: Councilman Accomando


Roll Call:

Councilman Cimiluca - absent
Councilwoman Mazzer - yes
Councilman Gierak - yes
Councilman Accomando - yes
Council President D'Arminio - yes

AFFIDAVIT

In accordance with N.J.S.A. 52: 27BB – 10 and 40A: 4-57. I do hereby certify that funds are available and that the attached resolution can be adopted.

PURPOSE: 2021 Road Improvement Program – Phase 1
ACCOUNT 04-2150-55-1697-902
FUND General Capital
AMOUNT \$263,114.50
PURCHASE ORDER NO. 99950


Timothy Conte
Chief Financial Officer

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 721-145

WHEREAS, Remington and Vernick, Township Engineer has submitted a proposal dated July 1, 2021 for the rooftop unit at the Police Department building,

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby authorizes Remington & Vernick to proceed with the report at a cost not to exceed \$16,453.00 providing funds are available.

Motion: Councilwoman Mazzer Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - absent
Councilwoman Mazzer - yes
Councilman Gierak - yes
Councilman Accomando - yes
Council President D'Arminio - yes

***CORRESPONDENCE**

1. **Det. Captain John Zotollo, Re: Vehicle Auction Summary**
SBPD

To: Chief Robert Anzilotti, Date: March 23, 2021
SBPD

At your request, I am submitting a departmental vehicle auction status report.

Detective Bureau / Non-Patrol Vehicles

Year	Vehicle	Vin	Plate	Mileage	Status
2007	Dodge Charger (Black)	2B3LA43H77H845292	C93AYH	84,909	Out of Service/Auction
2002	Yukon Denali (White)	1GKEK63U72J253996	WZP55L	223,572	Out of Service/Auction
1998	Ford Crown Victoria (Grey)	2FAFP71W9WX177275	MG75560	98,161	Out of Service/Auction
1993	Chevrolet Van (Grey)	1GCDG15H3PF340655	UU787E	40,411	Out of Service/Auction
1997	GMC Yukon (Blue)	1GKEK13R1VJ744728	YHT87N	137,679	Out of Service/Auction

Patrol Vehicles

2015	Ford Explorer	1FM5K8AR0FGA16111	12400MG	94,558	Out of Service/Auction
2011	Ford Crown Victoria (Black)	2FABP7BV3BX107978	MG91576	Unknown	Out of Service/Auction

Note: Please hold until all police equipment removed.

2. **Robert Klein, PE Re: Howard Street Force Main**
Remington Vernick Emergency Repair
Engineers

To: Peter Lo Dico, Twp. Clerk Date: May 26, 2021

On Wednesday, March 24, 2021 it was discovered that the force main on Howard Street appeared to be leaking. The DPW and this office quickly responded and found that sewage had been emanating from cracks and pavement repairs in front of 46 Howard Street. Also, it could not be determined if the pipe or subgrade was severely compromised.

J. Fletcher Creamer & Son (JFC) was called out on an emergency basis to assess the issue on March 24, 2021. JFC dispatched a crew out to the site on same day. Our office directed JFC to begin test pitting to locate the source of the leak. JFC uncovered the force main and identified a section of pipe near 46 Howard Street that was leaking. In order to replace the fractured section of pipe, JFC installed a bypass to direct sewage away from the repair area. JFC utilized a tap from a previous repair and installed a new tap 150 feet farther south in order to be a safer distance away from the deteriorated portion of the force main. Once the bypass was installed and operational, another leak in the force main was discovered farther south. As a result, approximately 94 feet of force main was replaced. Once the replacement work was complete, the bypass was removed and the force main was put back into operation. Additionally, the Contractor brought in two large frac tanks to be on standby at the Mayhill Pump Station as a precaution in case sewage needed to be diverted. No diversion of sewage occurred. All work was completed by April 6, 2021.

In accordance with NJ Local Public Contracting Rules under NJSA 5:34-6 Emergency Contracts, we are declaring an emergency for the replacement of approximately 94 feet of sanitary force main.

NJAC 5:34-6 states that the following needs to be complied with to declare an emergency:

1. An actual or imminent emergency must exist requiring the immediate delivery of the goods or the performance of the service; **Our office declares that work must be performed immediately to protect nearby residents from sewage flowing into the roadway.**
2. Not applicable since this section only applies to School Boards.

Phase I Recommendation to Award

To: Peter Lo Dico, Twp. Clerk Date: July 1, 2021

We have tabulated the bids received on Thursday, June 24, 2021 with reference to the above-captioned project and find the lowest bidder to be AJM Contractors, 300 Kuller Road, Clifton, NJ 07011 in the amount of \$263,114.50 representing the base bid on the quantities for items #1-26 inclusive.

A copy of the tabulation is enclosed for your review.

Therefore, in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq, the contract should be awarded to the lowest responsible bidder, which appears to be AJM Contractors.

The award should be contingent upon approval of your Counsel and the availability of funds.

If you have any questions, please feel free to call me at (201) 624-2137.

**6. Robert Klein, PE
Remington Vernick
Engineers** **Re: Rooftop Unit RTU-2 Replacement
at the Saddle Brook Police
Department Facility Professional
Engineering Services Proposal**

To: Peter Lo Dico, Twp. Clerk Date: July 1, 2021

REMINGTON & VERNICK ENGINEERS (RVE) is pleased to submit our Proposal to provide Professional Engineering Services for the replacement of one (1) existing rooftop unit at the Saddle Brook Police Department facility. Our engineering staff is fully trained in the engineering disciplines and has all the skills necessary to complete this project. A description of the services to be provided for this project is as outlined below.

The scope of work for this project is based on recent communications with police department personnel in addition to our recent survey of the site on June 15, 2021. It is our understanding that the rooftop equipment and other HVAC system components require frequent maintenance and repair. At this time, rooftop unit RTU-2 is not providing sufficient cooling to the first floor and as a result your office would like to replace the unit.

In addition, please note that the front-end BAS controllers are required to be upgraded to the latest operating platform to communicate properly with the new equipment. However, the existing infrastructure (wiring, cabling, etc.) can be reused to reduce the cost of the project. Any existing equipment that is not replaced can be integrated into the new front end BAS system.

Please note that the existing HVAC system was manufactured in 2005 and is therefore approximately 16 years old. The typical anticipated useful life for packaged rooftop equipment and VAV boxes is generally between 15 to 20 years assuming the units are properly maintained throughout their lifetime. (Please note that our office is not aware of the quality or frequency of previous maintenance performed on the units. Our office does not have any service or maintenance records for the equipment.) In addition, please note that recent commissioning of the building components by the manufacturer indicated that many of the VAV boxes were in need of significant repair. As a result, it appears that the existing system is nearing the end of its anticipated useful life, and our office recommends that the Township consider replacing RTU-1 and all other VAV boxes in the near future.

SCOPE OF WORK

In general, our office will provide all Mechanical, Electrical, and Plumbing Engineering Services for the following work:

- Replace Rooftop Unit RTU-2 (30 tons)
- Replace Front-end BAS (Building Automation System) control devices

The estimated construction cost to replace RTU-2 and the front-end BAS controls is approximately \$225,000. Please note that this construction cost is preliminary and for budgetary purposes only. The final project costs may increase or decrease slightly depending on the final scope of work and market conditions. Our office will develop a preliminary construction cost estimate upon completion of the final design documents.

Please note that the current lead times for the RTUs are approximately 11-12 weeks. However, our office will work with the Township to investigate alternative options to expedite the replacement process if necessary, such as using stock equipment and/or purchasing equipment/labor directly through a co-op program.

Please note that the recent HVAC project at the facility that was designed by our office included of the installation of new insulation on existing ductwork. This work was performed to eliminate condensation from forming on the exterior of ductwork, as well as to improve system performance and comply with current building codes. The existing ductwork and insulation can remain and be utilized as part of the proposed improvements.

We will perform all necessary calculations to properly size and select equipment. All new equipment will comply with ASHRAE Standard 90.1 for operation and energy efficiency. Our office will provide all supplemental electrical and structural engineering services to support the proposed HVAC replacement as required.

PROJECT PHASING

Our office will provide the Engineering Services in three (3) distinct phases: Design Phase, Bidding & Negotiation Phase, and Construction Administration Phase. A description of the services to be provided in each of these phases is as follows:

- I. Design Phase
When authorized by the Owner, RVE will proceed with the preparation of drawings and specifications detailing the requirements for the construction of the project as approved by the Owner. The drawings will include floor plans, schematic diagrams, and details showing the installation the new equipment. Drawings will be prepared in AutoCAD 2019 compatible format or another reasonable form as required. Technical specifications will be prepared in Microsoft Word format. Our office will also develop and specify construction phasing plans as required.
- II. Bidding & Negotiation Phase
RVE will prepare and issue the bid documents. Our office will attend a pre-bid meeting, answer contractor questions and review contractor bids, and assist the Owner in making an award recommendation.
- III. Construction Administration Services
Contract administration services will commence at the award of the initial construction contract and terminate at the issuance of the final certificate for payment.

Construction administration services will include:
 - Attendance at a pre-construction meeting
 - Attendance at one (1) construction progress meeting & preparation of meeting minutes
 - Attendance at virtual construction coordination meeting on an as-needed basis
 - Review contractors shop drawings, submittals, & RFIs
 - Perform one (1) punch list inspection and one (1) punch list re-inspection

PRICING

For the scope of work described above, RVE requests a not-to-exceed fee as follows:

I. Design Phase:	\$11,053.00
II. Bidding & negotiation Phase:	\$ 1,400.00
III. <u>Construction Administration Services:</u>	<u>\$ 4,000.00</u>
TOTAL FEE:	\$16,453.00

EXCEPTIONS AND NOTATIONS

1. RVE will require any and all available site plans, structural plans, and HVAC, electrical, and plumbing plans showing equipment, layout, line sizes, available pressures, capacities and locations of all utilities (water, sewer, gas and electric) required for the proposed work.
2. This proposal does not include any construction inspection services. Our office can provide these services for an additional fee.
3. This proposal does not include replacement of RTU-1, VAV boxes, or any other HVAC equipment other than that listed herein.
4. *Changes in Services:* Should any of the following circumstances occur and affect RVE services for this project, we will be entitled to an appropriate adjustment in the schedule of compensation:
 - A. Change in the instructions or approvals given by the Owner that necessitate revisions in the drawings, specifications and other instruments of service, prepared by RVE for this project.
 - B. Enactment or revisions of codes, laws or regulations or official interpretations that necessitate changes to drawings, specifications and other instruments of service, previously prepared by RVE for this project.
 - C. Decisions of the Owner not rendered in a timely manner.
 - D. Significant changes in the project, including but not limited to size, quality, complexity, the Owner's schedule, budget, or procurement method.
 - E. Evaluation of the Owner's or Contractor's proposals, including preparation or revision of drawings, specifications and other instruments of service, previously prepared by RVE for this project, as well as provision of other services in connection with Construction Change Directives issued by the Owner.
 - F. Providing consultation concerning replacement of work resulting from fire, flood or other causes during construction.
 - G. Evaluation of an extensive number of claims submitted by the Owner, the Owner's consultant, the Contractor or others in connection with the work on this project unless RVE is responsible.
 - H. Preparation for and attendance at a public hearing, a dispute resolution proceeding or a legal proceeding except where RVE is a party thereto.
 - I. Evaluation of substitutions proposed by the Owner, the Owner's consultant, the Contractor or Others after award of the Contract for Construction.
 - J. Preparation of design and documentation for alternate bids or proposal requests proposed by the Owner, the Owner's consultant, the Contractor or Others.
 - K. Changes in the preliminary project information contained in the Agreement between the Owner and RVE.
 - L. Contract administration services provided 60 days after the substantial date of completion of the work on this project.
5. RVE will notify the Owner in writing if A through L above affects our services. If the Owner deems that all or part of our request for a change in services is not required, the Owner will give prompt written notice to RVE, and RVE will have no obligation to provide those services.

We look forward to assisting your office with this project, and trust the information provided meets your requirements.

Should you have any questions or require additional information, please contact Mr. Robert Klein, PE, in our Secaucus office at (201) 624-2137.

*** RAFFLES & APPLICATIONS**

RAFFLES

1. RA# 1329 – St. Philip the Apostle Church – 50/50
2. RA# 1330 – St. Philip the Apostle Church – 50/50
3. RA# 1331 – St. Philip the Apostle Church – Wheels and Games

PUBLIC PLACE

1. Donna's Pizza - 487 Market Street – NEW OWNERSHIP

*** REPORTS**

1. Municipal Court Monthly Report – May 2021
2. Grant Writer Monthly Report – May 2021
3. DPW Monthly Report – April 2021
4. DPW Monthly Report – May 2021
5. Fire Prevention Monthly Report – April 2021
6. Fire Prevention Monthly Report – May 2021
7. Construction Code Official Monthly Report – May 2021
8. Property Maintenance Official Monthly Report – May 2021
9. Tax Collector Monthly Revenue Report – May 2021
10. Water Monthly Revenue Report – May 2021
11. Police Monthly Activity Report – May 2021
12. Budget Status Report – May 2021

Old Business / New Business

Mayor White said there's been a lot of complaints over the last few months, and I understand why residents are complaining. It's about the garbage pickup, both the regular garbage and the recyclables. Something was all over Facebook yesterday. I think the conclusion was that the majority of people felt that we should give the recyclers a little bit of a break because apparently it was so hot two of their workers had to be taken to the hospital for heat exhaustion, it was that bad. Actually that was the garbage hauler. They did come back late and pick it up, but of course somebody complained. But they complain because it has been bad. They legitimately have – it seems every week a few incidents. I think Gaeta seems to be getting better, but the recycler, it's every week. Pete's been on top of it, calling them – they do come back. Sometimes they'll come back later in the evening or the next day, but it's being noted by residents, and they are complaining. There's legitimate complaints. It's not like it's just once in a while. I don't want people to think that we're dodging it. We are on top of it. Hopefully we will get more bids this time.

Mr. Lo Dico noted through the chair, we did award a one-year contract just so that the public understands, we, by law, have to advertise in the paper. We take bids. We award the bid, based on state statute. We don't really have a choice. If one bid comes in, it makes it more difficult because you only have one bidder. We did award a one-year contract. The contract is up in September. We're in the process of going out for bid again, and hopefully there's some competition out there with the recycling.

Council President D'Arminio asked for a motion to open the meeting to the public on agenda items only.

Motion: Councilman Gierak

Second: Councilman Accomando

Roll call:

Councilman Cimiluca – absent

Councilman Gierak – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President D'Arminio – yes

Ms. Nancy Murray of Pine Avenue asked what the address was of Block 1401, Lot 18. Mr. Lo Dico said it's in the Midland Avenue area. There is a piece of property there that the township owns.

Ms. Murray asked is it by the storage?

Mr. Lo Dico said it's near there. I don't have the exact address.

Ms. Murray said the other thing is the geographical locations for the cannabis businesses. I know we had an ordinance that banned them, and I know they changed

the state law so that every town that had one had to redo them or change them or something, so obviously they've gone from not allowing them to allowing certain businesses?

Council President D'Arminio said in a specific zone.

Mr. Suarez said this is getting referred to the Planning Board for comment by the Planning Board attorney, and I believe it's the industrial zone where there are conditional uses that have to be fulfilled with regard to it, and there's only three classes that are permitted with regard to both categories, and then in another month we're going to receive the comments from the Planning Board after their review and then decide what we're going to do at that point in time.

Ms. Murray said I was just curious because I kind of agree with Councilman Accomando. We said no before, and other towns are also still saying no again, and we changed our minds. Whether or not it's because of monetary rewards from housing these businesses or not. I handle fleets for my cars. I handle a lot things with customers, and there's a lot of accidents. You can't even call it distracted driving; it's impaired driving, and you can't tell. You have no testing for under the influence of something like that, and it is a little bit dangerous, and we have enough trouble with kids staying out of trouble as it is, so I'm just concerned. My kids are older, they're adults, but I worry about some of the younger ones if it's going to be allowed.

Hearing no one, Council President D'Arminio asked for a motion to close the meeting to the public on agenda items.

Motion: Councilwoman Mazzer

Second: Councilman Gierrek

Roll call:

Councilman Cimiluca – yes

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President D'Arminio – yes

Council President D'Arminio asked for a motion to adjourn.

Motion: Councilwoman Mazzer

Second: Councilman Gierrek

Roll call:

Councilman Cimiluca – absent

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President D'Arminio – yes

Meeting adjourned at 7:58 PM.

Respectfully submitted,

Peter Lo Dico, R.M.C. CMC
Township Clerk

Karen D'Arminio
Council President

Approved: August 5, 2021